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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/798,919	03/12/2004	John P. Donoghue	08790.0012

Leslie I. Bookoff
 FINNEGAN, HENDERSON, FARABOW,
 GARRETT & DUNNER, L.L.P.
 1300 I Street, N.W.
 Washington, DC 20005-3315



CONFIRMATION NO. 7030

FORMALITIES LETTER



OC000000012808332

Date Mailed: 05/28/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$2616** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$3516** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

07/28/2004 YPOLITE1 00000019 10798919

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1201	258.00 OP
04 FC:1202	2358.00 OP

- Total additional claim fee(s) for this application is **\$2616**

- **\$258** for **3** independent claims over 3.
- **\$2358** for **131** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT
Customer No. 22,852
Attorney Docket No. 08790.0012

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
John P. DONOGHUE et al.) Group Art Unit: 1614
)
Application No.: 10/798,919) Examiner: Unassigned
)
Filed: March 12, 2004)
)
For: NEUROLOGICAL EVENT)
MONITORING AND THERAPY)
SYSTEMS AND RELATED)
METHODS)

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of Nonprovisional Application
dated May 28, 2004, Applicants submit:

1. a copy of executed Declaration and Power of Attorney;
2. the filing fee of \$770.00 and additional claims fee of \$2,616.00 (as
calculated below);

Basic Application Filing Fee					\$770	\$ 770.00
	Number of Claims		Basic	Extra Claims		
Total Claims	151	-	20	131	x \$18	2,358.00
Independent Claims	6	-	3	3	x \$86	258.00
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)					+\$290	
Subtotal						\$ 3,386.00
Reduction by 1/2 if small entity						-
TOTAL APPLICATION FILING FEE						\$ 3,386.00

3. the late filing fee of \$130.00; and
4. a copy of the Notice to File Missing Parts of Nonprovisional Application,
for filing in this application.

Applicants also submit:

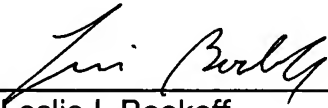
- Updated Initial Application Data Sheet;
- Recordation Form Cover Sheet; and
- executed Assignment and the required fee of \$40.00.

Please associate the enclosed Declaration with the application, grant any extensions of time required to enter this response, and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 27, 2004

By: 

Leslie I. Bookoff
Reg. No. 38,084